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8 IN THE UNITED STATES DISTRICT COURT
9 FOR THE EASTERN DISTRICT OF CALIFORNIA

10 LIZZIE McCAIN,

11 Plaintiff,

No. CIV S-05-0252 DFL DAD PS

12 vs.

13 ONIKA E. McGRIFF, et al.,

14 Defendants.

ORDER

15 _____/
16 Plaintiff, proceeding pro se, filed the above-entitled action. The matter was
17 referred to a United States Magistrate Judge pursuant to Local Rule 72-302(c)(21).

18 On November 7, 2005, the magistrate judge filed findings and recommendations
19 herein which were served on plaintiff and which contained notice to plaintiff that any objections
20 to the findings and recommendations were to be filed within twenty days. Plaintiff has filed
21 objections to the findings and recommendations.


22 In accordance with the provisions of 28 U.S.C. § 636(b)(1)(C) and Local Rule 72-
23 304, this court has conducted a de novo review. Having carefully reviewed the entire file, the
24 court finds the findings and recommendations to be supported by the record and by proper
25 analysis.

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Accordingly, IT IS HEREBY ORDERED that:

1. The findings and recommendations filed November 7, 2005, are adopted in full; and
2. This action is dismissed without prejudice.

DATED: 1/31/2006



DAVID F. LEVI
United States District Judge